

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Rule 1.53(b) Divisional Application of:)
Beat FLUEHMANN *et al.*) Parent Examiner: K. Weddington
Parent Serial No.: 09/915,152) Parent Art Unit: 1614
Parent Filed: July 25, 2001)
For: **PHYTANIC ACID DERIVATIVE**)
COMPOSITIONS AND METHOD OF)
TREATING AND/OR PREVENTING)
DIABETES MELLITUS

New York, New York
January 27, 2004

**REQUEST TO TRANSFER PREVIOUSLY FILED
SEQUENCE INFORMATION PURSUANT TO 37 CFR § 1.821(e)**

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

Sir:

The paper copy of the Sequence Listing in the application filed concurrently herewith is upon information and belief, identical to the computer readable form of the Sequence Listing filed in co-owned, co-pending U.S. Application Serial Number 09/915,152, ("the '152 application"), filed July 25, 2001, to which the present application claims priority as a divisional. In accordance with 37 CFR 1.821(e), please use the last-filed computer readable form filed in the '152 application as the computer readable form for the instant application.

It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. A paper copy of the Sequence Listing is included with the application filed concurrently herewith for incorporation into the specification.

Respectfully submitted,

By: 

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